

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**January 9, 2008**

**DIVISION ONE**

B196016      Los Angeles County, D.C.S.      (Not for Publication)  
                 v.  
                 Alba C.

The judgment is affirmed.

Rothschild, J.

We concur:    Vogel (Miriam A.), Acting P.J.  
                 Jackson, J. (Assigned)

**DIVISION TWO**

B182290      People      (Not for Publication)  
                 v.  
                 Wiley Gill

The judgment is affirmed. The matter is remanded for resentencing so that the trial court can either impose or strike the prior prison term enhancement related to case NoA953996.

Ashmann-Gerst, J.

We concur:    Boren, P.J.  
                 Doi Todd, J.

## DIVISION TWO (continued)

B195939 Luce (Not for Publication)

V.

City of Pasadena

The judgment is affirmed. The City is entitled to costs on appeal.

Ashmann-Gerst, J.

We concur:   Doi Todd, Acting P.J.

Chavez, J.

B190544 People (Not for Publication)

**V.**

Travell Addison

The section 12022, subdivision (a) enhancement is stricken in count 1 and the gang enhancement pursuant to section 186.22, subdivision (b)(1) is stricken in count 1. A court security fee of \$40 is imposed. As modified, the judgment is affirmed. The superior court is directed to amend the abstract of judgment to reflect these changes and to forward a corrected copy of the abstract to the Department of Corrections and Rehabilitation.

Ashmann-Gerst, J.

We concur: Boren, P.J.

Chavez, J.

B197638 People (Not for Publication)

V.

Daniel Ramos Garcia

### The Court:

The judgment is affirmed.

Boren, P.J., Doi Todd, J., Ashmann-Gerst, J.

## January 9, 2008 (Continued)

## DIVISION TWO (continued)

B195694 People (Not for Publication)

V.

Andrew Christopher Young

The judgment is affirmed.

Doi Todd, J.

We concur:   Boren, P.J.

Ashmann-Gerst, J.

## DIVISION FOUR

B196922 People (Not for Publication)

V.

Eldridge

The judgment is affirmed.

Willhite, J.

We concur: Epstein, P.J.

Manella, J.

B197640 People (Not for Publication)

V.

Clark

The judgment is affirmed.

Manella, J.

We concur: Epstein, P.J.

Suzukawa, J.

January 9, 2008 (Continued)

## DIVISION FOUR (continued)

B195208      People      (Not for Publication)  
v.  
Ceja

The judgment is affirmed.

Suzukawa, J.

We concur: Epstein, P.J.  
Willhite, J.

DIVISION FIVE

Court reconvened at 10:00 a.m.

Present: Turner, P.J., Armstrong, J., Kriegler, J. and J. Belcher, Deputy Clerk.

Each of the following:

195342 Peo v. Talley  
B197005 Laushine v. Elliot  
B199120 Peo v. Rudy Q.  
B199958 DCFS v. Maria O.  
B198131 Peo v. Bravo

Argument waived, cause submitted.

B202898      People  
v.  
Tony Lavan

Merits:

Argued by Christine Shaver for appellant. Respondent waived argument. Cause submitted.

DIVISION FIVE (continued)

B197490     Virginia Surety  
              v.  
              Workers Compensation Appeals Board

Merits:

Argued by Mason Brush for petitioner and by William Kropach for real party in interest. Cause submitted.

Court recessed.

Court reconvened at 10:20 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

B198220     Judy Boeken  
              v.  
              Philip Morris, USA, Inc.

Merits:

Argued by Michael Piuze for appellant and by Lisa Perrochet for respondent. Cause submitted.

Court recessed.

Court reconvened at 10:35 a.m.

Present: Armstrong, Acting P.J., Mosk, J., Kriegler, J. and J. Belcher, Deputy Clerk.

Each of the following:

B201106 DCFS v. Joseph H.  
B199707 Peo v. Orellana  
B201265 DCFS v. Yazmin G.  
B197607 Peo v. Giovanni O.

Argument waived, cause submitted.

## DIVISION FIVE (continued)

B200892      People  
v.  
David Duvall

**Merits:**

In open court application by defendant's counsel for permission for Dr. Donald Miller to argue on behalf of defendant is denied.

Argued by Gregory Marcot, deputy attorney general, for appellant and by Roger Hanson for respondent. Cause submitted.

Court adjourned.

DIVISION SIX

B189746 People (Not for Publication)  
v.  
Rowans

The appeal is dismissed.

Perren, J.

I concur: Gilbert, P.J.  
I dissent: Yegan, J. (Opinion)

## DIVISION SEVEN

B192205 People (Not for Publication)  
v.  
Dupree

The judgment is affirmed.

Zelon, J.

We concur: Perluss, P.J.  
Woods, J.

B202941      In re Ruben L., a Minor      (Not for Publication)  
Carina L.  
v.  
Superior Court, Los Angeles County  
(L.A. County Dept. of Children Family Svcs.)

The petition is denied on the merits.

Zelon, J.

We concur: Perluss, P.J.  
Woods, J.

B199400      Eckhardt      (Not for Publication)  
v.  
Eckhardt

The judgment of the trial court is affirmed. Respondent is to recover her costs on appeal.

Zelon, J.

We concur: Perluss, P.J.  
Woods, J.

DIVISION SEVEN(continued)

B199026      In re P.S., a Minor                      (Not for Publication)  
                 Los Angeles County, D.C.S.  
                 v.  
                 Mark S.

The judgment is affirmed.

Zelon, J.

We concur:   Woods, Acting P.J.  
                 Wiley, J. (Assigned)

B197687      People                                      (Not for Publication)  
                 v.  
                 Urriza

The judgment is affirmed.

Zelon, J.

We concur:   Perluss, P.J.  
                 Woods, J.

B192939      Rickley                                      (Not for Publication)  
                 v.  
                 Goodfriend

The portion of the order denying the request for attorneys fees is affirmed.  
The portion of the order striking the expert witness fees is reversed and  
remanded with directions for the trial court to determine whether  
Goodfriend obtained a more favorable judgment and, if he did not, whether  
appellants are otherwise entitled to expert witness fees and whether in its  
discretion the court will award those fees. Each party to bear their own  
costs on appeal.

Woods, J.

We concur:   Perluss, P.J.  
                 Zelon, J.



January 9, 2008 (Continued)

DIVISION EIGHT

B198281      People      (Not for Publication)

v.

Padilla,

The judgment is affirmed.

Egerton, J. (Assigned)

We concur:    Cooper, P.J.  
                  Flier, J.

B200290      In re Samantha A.,      (Not for Publication)

a Person Coming Under the Juvenile Court Law.

Los Angeles County, D.C.S.

v.

Sherry E.,

The order is affirmed.

Egerton, J. (Assigned)

We concur:    Rubin, Acting P.J.  
                  Flier, J.

B190634      Brawer,      (Not for Publication)

v.

Brawer et al.,

The judgment is reversed. Harry and Evelyn Brawer are to recover their costs on appeal.

Cooper, P.J.

We concur:    Rubin, J.  
                  Flier, J.

January 9, 2008 (Continued)

## DIVISION EIGHT (continued)

B196436 People (Not for Publication)  
v.  
Naeem C.

Appellant's maximum term of confinement is modified to be five years, in accordance with Panel Code section 654. In all other respects, the judgment is affirmed.

Egerton, J. (Assigned)

We concur: Rubin, Acting P.J.  
Flier, J.